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**Pro hac vice application forthcoming

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Social Finance, Inc. d/b/a SoFi and
SoFi Lending Corp. d/b/a SoFi*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

RUBEN JUAREZ, individually and on behalf
of all others similarly situated,

Plaintiff,

vs.

SOCIAL FINANCE, INC. d/b/a SOFI, and
SOFI LENDING CORP. d/b/a SOFI,

Defendants.

CASE NO: 4:20-cv-03386-HSG

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER TO SET BRIEFING SCHEDULE
REGARDING PLAINTIFF'S FIRST
AMENDED COMPLAINT AND
CONTINUE CMC**

Complaint Filed: May 19, 2020

District Judge Haywood S. Gilliam

Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, Plaintiff Ruben Juarez (“Plaintiff”), through counsel, along with counsel for Defendants Social Finance, Inc. d/b/a SoFi and SoFi Lending Corp. d/b/a SoFi (collectively, “SoFi”), respectfully submit the following Joint Stipulation and Proposed Order to Set Briefing Schedule Regarding Plaintiff’s First Amended Complaint and Continue the Case Management Conference.

RECITALS

WHEREAS, on May 19, 2020, Plaintiff filed a putative class action Complaint against SoFi in the above-captioned matter (D.E. 1);

WHEREAS, on June 5, 2020, pursuant to Local Rule 6-1(a), Plaintiff and SoFi (together, the “Parties”) filed a Joint Stipulation to Extend Time to Respond to Initial Complaint, extending the time for SoFi to respond to the Complaint for a period of approximately twenty-one days, up to and including July 9, 2020 (D.E. 14);

WHEREAS, counsel for Plaintiff requested a modified briefing schedule in the event that SoFi filed a responsive Motion, and following meet and confer between counsel for Plaintiff and counsel for SoFi, the Parties agreed to modify the briefing schedule as set forth in the Joint Stipulation filed at D.E. 24;

WHEREAS, on July 7, 2020, the Court approved that Joint Stipulation, (D.E. 26);

WHEREAS, on July 9, 2020, SoFi filed a Motion to Compel Arbitration, or in the Alternative Dismiss, or in the Alternative Strike, with a Motion Hearing set for August 27, 2020, (D.E. 28);

WHEREAS, on July 9, 2020, SoFi also filed a Motion to Stay Discovery or in the Alternative Bifurcate Discovery with a Motion Hearing set for August 27, 2020, (D.E. 29);

WHEREAS, on July 10, 2020, the Parties filed a Joint Stipulation to Set Briefing Schedule in Response to SoFi’s Motion to Stay Discovery to align the briefing schedule and hearing date for Defendant’s Motion to Stay Discovery with Defendant’s Motion to Compel Arbitration or in the Alternative Dismiss, or in the Alternative Strike (D.E. 30);

WHEREAS, on July 14, 2020, the Court granted the Parties’ Joint Stipulation Set Briefing Schedule in Response to SoFi’s Motion to Stay Discovery (D.E. 31);

1 WHEREAS, the Parties have met and conferred and Plaintiff informed SoFi of Plaintiff's
2 intent to file a First Amended Complaint ("FAC") under Rule 15(a)(1)(B);

3 WHEREAS, the Parties anticipate that the FAC will moot SoFi's responsive Motions –
4 i.e., Defendant's Motion to Compel Arbitration, or in the Alternative Dismiss, and Defendant's
5 Motion to Stay Discovery, (D.E. Nos. 28 & 29), although SoFi preserves all arguments set forth in
6 those responsive Motions and reserves the right to re-assert those arguments in response to the
7 FAC;

8 WHEREAS, to adequately investigate any new claims and parties in Plaintiff's FAC, SoFi
9 requests 30 days to respond;

10 WHEREAS, SoFi may file renewed responsive Motions in response to Plaintiff's FAC and
11 if so, the Parties wish to set a briefing schedule on these Motions that will permit SoFi 30 days to
12 respond to Plaintiff's FAC; 21 days for Plaintiff to file opposition briefs; and 14 days for SoFi to
13 file any reply briefs;

14 WHEREAS, the Parties state that this request is not the result of dilatory conduct;

15 WHEREAS, this Court has set the Initial Case Management Conference for August 25,
16 2020 at 2:00 PM with the Case Management Statement due on August 18, 2020 (ECF 20);

17 WHEREAS, in order for SoFi to be prepared to assess the allegations and claims in the
18 First Amended Complaint and be prepared to discuss its position and case schedule, the Parties
19 agree to continue the Case Management Conference to September 22, 2020 at 2:00 PM, with the
20 deadlines in D.E. Nos. 5 and 20 reset accordingly;

21 WHEREAS, the Parties affirm that no party will be prejudiced, nor will the requested
22 extension unduly delay the case, and indeed will facilitate a more efficient means of resolving the
23 issues in SoFi's Responsive Motions than Plaintiff filing the FAC after the resolution of SoFi's
24 present Responsive Motions;

25
26 **STIPULATION**

27 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff
28 and SoFi through their respective undersigned counsel that:

1. Plaintiff's FAC shall be filed by July 30, 2020;
2. SoFi shall have 30 days, until August 31, 2020 to respond to Plaintiff's FAC;
3. If SoFi files Responsive Motions, Plaintiff shall file any Oppositions to SoFi's Responsive Motions by September 21, 2020 and SoFi shall file any Replies by October 5, 2020;
4. The Parties will set a hearing date in October 2020 for these Motions;
5. The Case Management Conference will be continued to September 22, 2020 at 2:00 PM, with the deadlines in D.E. Nos. 5 and 20 reset accordingly;
6. This extension will not affect any other deadlines set by the Court in this case;
7. This stipulation is without prejudice to the rights, claims, arguments, and defenses of all parties; and
8. All other signatories listed, and on whose behalf the filing is submitted, concur with the content in this Stipulation and have authorized the filing.

IT IS SO STIPULATED.

1 DATED: July 30, 2020

McGUIREWOODS LLP

2
3 By: /s/ K. Issac deVyver

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13 *Attorneys for Defendants*

14 *Social Finance, Inc. d/b/a SoFi and*

15 *SoFi Lending Corp. d/b/a SoFi*

16 DATED: July 30, 2020

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17
18 By: /s/ Michael Litrownik

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25 *Admitted *Pro hac vice*

26 ***Pro hac vice* application forthcoming

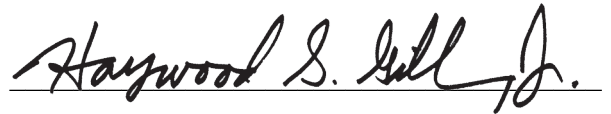
27 *Attorneys for Plaintiff Ruben Juarez and the*
28 *Proposed Class*

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The case management conference will be held telephonically. All counsel shall use the following dial-in information to access the call:

Dial-In: 888-808-6929/Passcode: 6064255.

DATED: 7/31/2020



Haywood S. Gilliam, Jr.
United States District Judge